

MAY 05 2009

PATENT
Docket No. 59405US002

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): BURTON et al.) Group Art Unit: 1796
)
 Serial No.: 10/728,439) Examiner: Vickey M. Nergangis
 Confirmation No.: 9418)
)
 Filed: 5 December 2003)
)
 For: POLYMER COMPOSITIONS WITH BIOACTIVE AGENT, MEDICAL
 ARTICLES, AND METHODS

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Mueting, Raasch & Gebhardt, P.A.

May 5, 2009
 Date

By: Ann M. Mueting
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CERTIFICATE UNDER 37 C.F.R. §1.8: The undersigned hereby certifies that this Facsimile Cover Sheet and the paper(s), as described hereinabove, are being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Patent and Trademark Office addressed to the Commissioner for Patents, Mail Stop AF, P.O. Box 1450, Alexandria, VA 22313-1450, on this 5th day of May, 2009, at 12:55 PM (Central Time).

May 5, 2009
 Date

Signature: Sara E. Nergangis
 Name: Sara E. Nergangis

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In compliance with the duty imposed by 37 C.F.R. § 1.56, and in accordance with C.F.R. §§ 1.97 *et. seq.*, the materials enclosed herewith are brought to the attention of the Examiner as possibly being of interest in connection with the above-identified patent application. Pursuant to M.P.E.P. §609, the information cited in the present Information Disclosure Statement shall not be construed to be an admission that the information is, or is considered to be, material to patentability. Consideration of each of the documents listed on the attached 1449 form(s) is respectfully requested. Pursuant to the provisions of M.P.E.P. §609, Applicants further request that a copy of the 1449 form(s), marked as being considered and initialed by the Examiner, be returned with the next Official Communication.

Applicants also wish to bring the Examiner's attention to any issued U.S. Patents and/or pending U.S. Applications cited in the 1449 form(s) submitted herewith, as well as any documents, Office Actions that may include rejections of similar claims, and any provisional U.S. patent applications referenced in the pending U.S. applications or in their file wrappers.

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Information Disclosure Statement

Applicant(s):

Serial No.:

Confirmation No.:

Filed:

For:

Since this Supplemental Information Disclosure Statement is submitted after the receipt of an Office Action in the above-identified patent application, Applicants hereby authorize a charge of \$180.00 to Deposit Account No. 13-4895 to cover the fee required under 37 C.F.R. §§1.97(c) and 1.17(p). Please charge any additional fees or credit any overpayment to Deposit Account No. 13-4895.

The Examiner is invited to contact Applicants' Representatives at the telephone number listed below if they can be of any assistance during prosecution of the present application.

CERTIFICATE UNDER 37 C.F.R. 1.8:

The undersigned hereby certifies that this paper is being transmitted by facsimile in accordance with 37 CFR §1.6(d) to the Parent and Trademark Office, addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on this 5 day of May, 2009, at 12:55pm (Central Time).

By:

Name:

*Sarah Wigant*May 5, 2009

Date

Respectfully submitted

By

Mueting, Raasch & Gebhardt, P.A.
P.O. Box 581336
Minneapolis, MN 55458-1336
Phone: (612)305-1220
Facsimile: (612)305-1228

By:

Ann M. Mueting

Ann M. Mueting

Reg. No. 33,977

Direct Dial (612)305-1217